

**Rockland County Solid Waste Management Authority
Minutes
February 26, 2004**

Members Present

C. St. Lawrence
B. Berliner
S. Corallo
E. Devine
T. Dusanenko
C. Holbrook
P. Moroney
H. Phillips
I. Schoenberger
P. Soskin
F. Wassmer

Members Absent

A. D. Jobson, Sr.
D. Jobson, Jr.
T. Kleiner
H. Marshall
Dr. Yarmus
K. Zebrowski

Others Present

R. Delo
A. Etelson
T. Pytlar
T. West
K. Scales
J. Burnet
H. Benado
S. Simon
D. Tracy
J. Marria
G. Perez
A. Stewart
J. Keahon

The Chairman called the meeting to order at 5:15 p.m.

C. St. Lawrence welcomed Legislature Moroney to the Board and welcomes his input.

Item #3

**Resolution No. 5 of 200
Adoption of Minutes, Meeting of January 22, 2004**

P. Moroney offered the following resolution, which was seconded by I. Schoenberger and was approved unanimously, and,

RESOLVED, that the transcribed Minutes of the Rockland County Solid Waste Management Authority for the meeting of January 22, 2004 as recorded by the Clerk are hereby adopted.

Item #4

WFC

T Pytlar described the following activities for the Month of February 2004:

- β Assisting the Authority with the amendment to the Service Agreement with Synagro for the expiration of the contract next year and prepared a schedule for the procurement documents.
- β Working with Authority staff to implement the waste reduction program and the first meeting for the waste wise committee is 2/27/04.
- β The final request for proposals will be issued for the new MRF operator for the July 1, 2004 deadline for the new operator.

- ⌘ Reviewed the current condition of the MRF including the spare parts list and are working with the Authority to negotiate the large numbers of repairs that WM needs to complete before their exit.
- ⌘ Prepared SEQRA forms for the two proposed yardwaste facility in Rockland County.

Executive Director

R. Delo stated that the Authority has fully executed exit agreement with WM and the Authority has worked out the spare parts, punch list and all these items are in the satisfaction to the Authority. Tomorrow morning at 8:15 am at the Authority’s conference center the Authority is having its 1st Waste Wise Committee meeting and would like the Chairman and other members to attend. The Authority is received fly ash from the Mirant plant as amendment and the Authority is in the middle of the ash testing. We are hoping that this will be a revenue stream for the Authority. The Authority did complete a test of CWF at the cocomposting as amendment and the testing was so successful that the Authority is now accepting this material as amendment and received \$5/ton. The Authority received a NOV for the transfer station from the NYSDEC for leachate coming out of the building however it was not leachate it was oil from Miele Sanitation’s front end loader. This loader has been leaking for a while and the Authority has put Miele on notice. After the NOV Miele did remove the loader from the site and is now renting the Authority loader. The Health Department did inspect the transfer station for our tire storage and the Authority received a positive letter. Ron met with County of Rockland in reference to renewing their contract for Recyclables and MSW collection and this bid will be completed ASAP. There is also a meeting scheduled with Mayor Wassmer, Village of Haverstraw, to discuss renewing their bid.

Item #5

This item was pulled

C. St. Lawrence stated that there have been some public reports that our Executive Director might be moving onto another job and if that is the case before our next meeting a committee should be set up that would be in charge of looking for a replacement.

The committee consists of St. Lawrence, Holbrook, Phillips, Corallo, Berliner, Devine, Moroney and Dusanenko.

Item #6

**RESOLUTION NO. 6 OF 2004
AUTHORIZING AMENDMENT NO. 16 TO WILLIAM F. COSULICH
ASSOCIATES CONTRACT WITH THE AUTHORITY TO EXPEND
ADDITIONAL ENGINEERING FEES REQUIRED FOR CONSULTING
SERVICES FOR THE AUTHORITY’S OPERATIONS**

WHEREAS, the Rockland County Solid Waste Management Authority (the “Authority”), is a Public Authority Corporation, duly organized and existing under Title 13-M of the Public Authorities Law of the State of New York, and

WHEREAS, in order to serve the public need as set forth in its enabling legislation, the Authority has constructed a Materials Recovery Facility and Sludge Cocomposting Facility at its site at Torne Valley Road in Hillburn, New York, and

WHEREAS, said facilities have been in operation since June, 1998, and

WHEREAS, the firm of William F. Cosulich Associates (the “Engineers”) are the engineering consultants to the Authority under the contract, and

WHEREAS, the services of William F. Cosulich Associates are required to assist in the continued operations and programs of the Authority, and

WHEREAS, William F. Cosulich Associates has submitted to the Executive Director its February 13, 2004 letter with attachments describing the tasks and the total amount requested for Amendment No. 16 which is in the sum of \$487,613.00, and

WHEREAS, the additional budget in large part is necessary in connection with several tasks being performed by William F. Cosulich Associates including the procurement of new operators for the MRF and Cocomposting Facility and the development and environmental work for new yardwaste processing facilities in Ramapo and Stony Point, and

WHEREAS, the Executive Director has reviewed the proposed Amendment No. 16 and recommends its approval, therefore, be it

RESOLVED, that the contract for services with William F. Cosulich Associates be enlarged by Amendment No. 16 to include the additional services required by the Executive Director for the purposes set forth in the above letter, attachments and estimated budget therefore in the sum of \$487, 613, and it is further

RESOLVED, that the Executive Director is authorized to execute all documents necessary to facilitate same.

C. Holbrook questioned if R. Delo recommends this increase.

R. Delo answered that he does recommend this increase.

Motion to Approve
Holbrook/ Schoenberger Unan.

Item #7

H. Phillips requested that the Authority only approve establishing the RCSWMA as lead agency for the Torne Valley Road Yardwaste Facility because he or his staff has not had a chance to review and request the Authority board for that opportunity.

Motion to Separate the Yardwaste Facilities

Phillips/Berliner Unan.

**RESOLUTION NO. 7 OF 2004
DECLARING THE INTENT OF THE RCSWMA TO ESTABLISH ITSELF AS
"LEAD AGENCY" FOR THE PROPOSED TORNE VALLEY ROAD YARD
WASTE COMPOSTING AND STORAGE FACILITY
IN THE TOWN OF RAMAPO**

WHEREAS, the Torne Valley Road Yard Waste Composting and Storage Facility in the Town of Ramapo is to be financed and constructed by the Rockland County Solid Waste Management Authority as part of a comprehensive plan to provide yard waste composting services to areas of Rockland County, and,

WHEREAS, preliminarily preferred site have been identified by the Rockland County Solid Waste Management Authority, and,

WHEREAS, under SEQR, a lead agency must be designated to conduct the environmental review of the proposed action, and,

WHEREAS, the lead agency for SEQR purposes should continue to be the agency most closely involved with the proposed projects, and,

WHEREAS, The Rockland County Solid Waste Management Authority is the agency that will most closely be involved with the planning, designing and construction of the proposed Torne Valley Road Yard Waste Composting and Storage Facility in the Town of Ramapo, and the operation and maintenance of the completed Yard Waste Facilities, now, therefore, be it,

RESOLVED, that the Rockland County Solid Waste Management Authority hereby approves the intent of the Rockland County Solid Waste Management Authority to declare its intention to be lead agency for the purpose of conducting an environmental review of the Torne Valley Road Yard Waste Composting and Storage Facility in the Town of Ramapo, and, still be it,

FURTHER RESOLVED, that the Executive Director is hereby authorized and directed to take any and all necessary or appropriate actions for the Authority to be lead agency including, without limitation, the issuance of all necessary notices.

Motion to Approve
Phillips/Wassmer Unan.

**Item #8
Presentation by Keep Rockland Beautiful**

C. St. Lawrence introduced Jeff Keahon from Keep Rockland Beautiful.

Mr. Keahon introduced Andy Stewart to address the Board.

Mr. Stewart thanked the board for their time. The Great American Clean Up is coming up this spring and KRB is very excited. A. Stewart displayed a map of where the clean ups are to take place. The efforts of the organization have gone beyond the clean up, there is a youth group and school groups. One great project that they are working on is a puppet show about storm drains. KRB is looking for the Authority to sponsor the t-shirts that are given out to the volunteers for the day of the clean up and the Authority will be able to put a message on the back of the t-shirt. KRB is looking for other sponsors for the t-shirts as well.

C. St. Lawrence stated that the Authority has a greenhouse that is empty and this location might be an area for KRB to partner up with the Authority to grow the plants and after the clean ups plant the plants that are grown in the greenhouse.

R. Delo suggested the Authority to sponsor some t-shirts and put a recycling message on the back.

A. Stewart stated that the t-shirts are \$3/each and the total contribution would be \$6,000.

C. Holbrook offered a dollar amount of \$2,000.

T. Dusanenko stated that KRB is still soliciting other sponsors for the t-shirts. Maybe the Authority should use a lesser amount and if KRB does not get the sponsorship that they need then the Authority can pay more unless the resolution is rephrased to be worded is need be....

RESOLUTION No. 8 of 2004
Authorize the Authority to Sponsor the Keep Rockland Beautiful
Great American Clean Up in an Amount Not To Exceed \$2,000

WHEREAS, the Rockland County Solid Waste Management Authority (the “Authority”), is a Public Authority Corporation, duly organized and existing under Title 13-M of the Public Authorities Law of the State of New York, and

WHEREAS, the Authority has received a request for funding for the Keep Rockland Beautiful Great American Clean Up, and

WHEREAS, the Authority will sponsor the event in an amount not to exceed \$2,000 for the purchase of t-shirts that will be given out to the volunteers, and,

WHEREAS, that said t-shirts will have a recycling message displayed on the back of the t-shirts and that the recycling message will be designed by the Authority, and therefore be it,

RESOLVED, that the Authority will sponsor the Keep Rockland Beautiful Great American Clean Up in an amount not to exceed \$2,000 for the purchase of t-shirts that will be given out to the volunteers, and, still be it further,

RESOLVED, that said t-shirts will have a recycling message displayed on the back of the t-shirts and that the recycling message will be designed by the Authority.

Motion to approve

Holbrook/Wassmer (Dusanenko nay)

Item #9

Discussion of Procurements Schedule

R. Delo stated that in the packets is the milestone schedule. The current service agreement with Synagro expires in Jan. 31, 2005. This type of procurement is a lengthy process and the Authority has already begun. This process will be successful process. R. Delo called the members attention to the following items in addition to operating the facility:

1. Capital improvements that will address the wood drying/amendment drying problems
2. Proposal for the thru put capacity by 25%
3. Yardwaste Facility on Torne Valley Road providing amendment storage that would free up space for the facility expansion
4. Enclosed the screening composting area

R. Delo stated that the contract is going to be for one 5-year term and options to renew 3 times at 5-years with the alternative for 1 ten year term. The facility has been in operation for 5 years and has processed all the sludge delivered to the facility and sold the compost made at the facility.

Item #10

Information on RFP Being Prepared

R. Delo stated that the Authority's staff is preparing the RFP for the Village of Haverstraw and the County of Rockland contract.

C. St. Lawrence stated that in the Village of Wesley Hills has gone out for bid for their services and they have not directed their recycling to the MRF. The Authority needs to make sure that the Village is aware of this and that it get corrected. The Village should not be sending out RFP's without this information because they have signed an Intermunicipal Agreement with the Authority for their recyclables. The new attorney should tighten this procedure.

I. Schoenberger questioned since the IRMA is in place with the Village of Wesley Hills, should the Authority take any action against the Village?

C. St. Lawrence stated that the Authority staff is writing a letter to the Village.

H. Phillips questioned if Wesley Hills lose a high benefit by not having a return in their product? The Authority has structured all the Towns/Villages so that they would have a return in the end.

C. St. Lawrence answered that there is a \$0 tip fee and a \$32/ton return.

S. Corallo questioned that the appointment of a new attorney was pulled and Mr. Etelson is leaving as of February 27, 2004, is A. Etelson staying on another month?

C. St. Lawrence answered that the Authority will continue the process with this potential candidate and the Authority can hold an executive session is need be.

New Business

C. St. Lawrence introduced G. Perez from CSEA to address the board.

G. Perez thanked the Board for the resolution that was passed last month and it was helpful. CSEA wanted to give an update on what was happening with the negotiations at the MRF. CSEA has reached an agreement that will terminate at the end of August. The agreement was not an agreement that CSEA reached happily because it falls short. This vote was a usually one because we allowed the members to give a message to WM. One member Maria will speak to the board to relay the message to WM.

Maria stated we accept WM last offer but we want to say the following to the Company and to the Solid Waste Authority. "This offer is a insult we accept it because it looks like the company is going to leave in August, and we will have a better opportunity to negotiate a fair wage with their successor. So that the Company and the Waste Authority understand well this will be the last time that we accept an unfair wage as WM has paid these last 5 years and as they continue to pay under this shorten contract. It is not fair that we had to wait 5 years for a \$0.42 cent raise and this new contract"

C. St. Lawrence thanked Maria.

C. Holbrook questioned if the new operator has to deal with the Union?

G. Perez answered yes.

C. Holbrook stated that the Authority has to do a better job to make sure that the new operators are not Union busters.

G. Perez stated that the Authority has done their part and the CSEA wants to make sure that with the new operator they don't say that there is not enough money for raises. It was important for the membership to tell WM and the Authority that the \$8.42/hr needs to improve. The teamsters in Westchester make \$10.60/hr and these members just want the same thing.

H. Phillips stated that the County Legislature and the Authority have always tried to work out a fair wage for our workers. Why can't we try to influence and/or recommend that these workers that belong to the CSEA at the MRF will receive equal raised as the CSEA workers for the county do? We are not talking big money compared to the CEO and Vice Chairs of Mirant.

C. St. Lawrence stated he would pass this onto T. West.

P. Moroney questioned how many people are in the CSEA Union at the facility?

G. Perez answered 12 employees. The Union is losing members because half of the employees in the plant are temps.

C. St. Lawrence stated that the Authority wants to make sure that the workers get paid a fair wage.

C. Holbrook stated that when we negotiate with the new operator there should be no mention of downsizing, out sources, or right sizing.

B. Wassmer stated that the Authority should specify in the RFP base wages and increases for the Union employees.

A. Etelson thanked the Authority for the opportunity to serve the legal needs for the past 4 years. He has found it to be interesting and challenging and also found that he has met very friendly people and professional and enjoyed working with Ron Delo, D. O'Donnell, S. Simon who is on top of the collections, and T. West who is involved in all legal areas of the Authority, but most of all would like to mention C. Guido who is top notch and hope that if she ever decides to leave that provisions are made for her, she is really great and the Authority has to have people that are knowledgeable and to my successor hopes that they can spend the time that I needed for the job. A. Etelson stated that he would more than happy to help out the Authority until we get help and in fact there are things that have to get done now.

I. Schoenberger offered the following resolution of our expression of appreciation fir his many years of dedicated service to the Authority and for the people of Rockland County.

The Authority will be preparing a certificate for A. Etelson.

Motion to Approve
Schoenberger/Whole Authority Board

Motion to Adjourn
Corallo/Soskin Unan.

Respectfully Submitted
Camille Guido-Downey